

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**MONTE SWENSON, WILBUR PACE,)
NOAH PACE, CHRISTOPHER PACE,)
LOUISE LARGE-GURIN, ELIZABETH)
KANTOR, ROYAL ALVIS, Jr., ANN)
ENGLES, KIMBERLY ROSARIO, JESS)
HARRIS III and SUSAN REED AS)
TRUSTEES FOR THE HARRIS FAMILY)
IRREVOCABLE LIFE INSURANCE TRUST,)
NATALIE C. MACKIE AS TRUSTEE FOR)
TRUST UTD 12/28/1993, MICHAIL)
KERHOULAS, LOUISA KERHOULAS,)
AND LAURA WHEELER,)**

Plaintiffs,

v.

**VOYA RETIREMENT INSURANCE)
& ANNUITY CO., VOYA FINANCIAL, INC.,)
LINCOLN LIFE & ANNUITY COMPANY)
OF NEW YORK, LINCOLN NATIONAL)
LIFE INSURANCE CO., AND LINCOLN)
NATIONAL CORP.,)**

Defendants.

**Civil Action No.
1:17-cv-04843-PKC**

NOTICE OF VOLUNTARY DISMISSAL

Plaintiffs Monte Swenson; Wilbur Pace; Noah Pace; Christopher Pace; Louise Large-Gurin; Elizabeth Kantor; Royal Alvis, Jr.; Ann Engles; Kimberly Rosario; Jess Harris III and Susan Reed as Trustees for The Harris Family Irrevocable Life Insurance Trust; Natalie C. Mackie as Trustee for Trust UTD 12/28/1993; Michail Kerhoulas; Louisa Kerhoulas; and Laura Wheeler, by and through undersigned counsel, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), hereby voluntarily dismiss their claims in the above-titled action without fees or costs to either party. Dismissal of this action shall be without prejudice to Plaintiffs' right to refile.

Dated: November 14, 2017

Respectfully submitted,

By: /s/ Andrew E. Brashier

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CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

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